

Senate Resolution 371

By: Senators Kirk of the 13th, Miller of the 49th, Stone of the 23rd, Kennedy of the 18th, Robertson of the 29th and others

A RESOLUTION

1 Creating the Senate Protections From Sexual Predators Study Committee; and for other
2 purposes.

3 WHEREAS, the Supreme Court of Georgia in *Park v. State*, 2019 Ga. LEXIS 138 (March 4,
4 2019) found that the statutory authorization of lifetime satellite based monitoring of sex
5 offenders who are no longer serving any part of their sentences was unconstitutional pursuant
6 to the Fourth Amendment to the United States Constitution; and

7 WHEREAS, the need for protecting the public from individuals who have demonstrated
8 themselves to be sexually dangerous predators remains a public safety concern; and

9 WHEREAS, study is needed on alternative means, methods, and strategies, including, but
10 not limited to, sentencing mechanisms and the elements of various offenses, for protecting
11 the public from individuals who have demonstrated the behavior of a sexually dangerous
12 predator.

13 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

14 (1) **Creation of Senate study committee.** There is created the Senate Protections From
15 Sexual Predators Study Committee.

16 (2) **Members and officers.** The committee shall be composed of five members of the
17 Senate to be appointed by the President of the Senate. The President shall designate a
18 member of the committee as chairperson of the committee.

19 (3) **Powers and duties.** The committee shall undertake a study of the conditions, needs,
20 issues, and problems mentioned above or related thereto and recommend any action or
21 legislation which the committee deems necessary or appropriate.

22 (4) **Meetings.** The chairperson shall call all meetings of the committee. The committee
23 may conduct such meetings at such places and at such times as it may deem necessary or
24 convenient to enable it to exercise fully and effectively its powers, perform its duties, and
25 accomplish the objectives and purposes of this resolution.

26 **(5) Allowances and funding.**

27 (A) The legislative members of the committee shall receive the allowances provided
28 for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

29 (B) The allowances authorized by this resolution shall not be received by any member
30 of the committee for more than five days unless additional days are authorized. Funds
31 necessary to carry out the provisions of this resolution shall come from funds
32 appropriated to the Senate.

33 **(6) Report.**

34 (A) In the event the committee adopts any specific findings or recommendations that
35 include suggestions for proposed legislation, the chairperson shall file a report of the
36 same prior to the date of abolishment specified in this resolution, subject to
37 subparagraph (C) of this paragraph.

38 (B) In the event the committee adopts a report that does not include suggestions for
39 proposed legislation, the chairperson shall file the report, subject to subparagraph (C)
40 of this paragraph.

41 (C) No report shall be filed unless the same has been approved prior to the date of
42 abolishment specified in this resolution by majority vote of a quorum of the committee.
43 A report so approved shall be signed by the chairperson of the committee and filed with
44 the Secretary of the Senate.

45 (D) In the absence of an approved report, the chairperson may file with the Secretary
46 of the Senate a copy of the minutes of the meetings of the committee in lieu thereof.

47 **(7) Abolishment.** The committee shall stand abolished on December 1, 2019.